



City of Chicopee, Massachusetts

License Commission

Donald Goulette, Chairman
Robert Borowiec
James Grise
Donald Derosia
Daniel Taney

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Minutes for April 18, 2013

In attendance: Chairman Goulette and Commissioners Grise, Derosia and Taney

Minutes for March are presented to the Board. Commissioner Grise makes a motion to approve. Commissioner Taney seconds. Motion approved 4-0.

Hearing for St. Stanislaus Social Club, 21 Chestnut St. In attendance: Officer Terry Dec and John Karas. The Commission heard testimony from Officer Dec about an incident involving a highly intoxicated individual that caused damage to parked cars, a house and jeopardized the safety of the public and Chicopee police officers. This individual was so intoxicated he passed out, was brought to the hospital for medical treatment to remove glass from his face and returned to the police department and never woke up during this time. When questioned the next day this individual stated he was drinking at the St. Stanislaus Social Club and did not remember anything else that had happened that night. Mr. Karas, the manager, informed the Board that the bartender on duty that night never saw this man or served him. It should be noted that there is a security camera at the entrance to the club. The tape was not given to the police to review. Mr. Karas reviewed the tape and did not see anything. The tapes are used over. The Commission has advised Mr. Karas if there is any incident at the club, the security tape should be saved and given to the police for review. Commissioner Taney makes a motion that the violation is unfounded. Commissioner Grise seconds. Motion approved 4-0. This concludes this hearing.

Renewal of a Seasonal All Alcohol Club License for the Eagles, 17 Sheridan St. Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Application for a New Annual Beer/Wine Innholders License for Satya Enterprises, LLC, D/b/a Marriott Residence Inn, 500 Memorial Dr with Karen Warren as manager. In attendance: Atty. Paul Maleck, Dennis Patel and Karen Warren. Atty. Maleck informs the Board that this is a new hotel being built on Memorial Drive by Mr. Patel. Mr. Patel already owns the 2 hotel located nearby. There will be no entertainment at this hotel as required by the Special Permit. All the staff will be TIPs trained as is the manager, Karen Warren. Ms. Warren has worked for Mr. Patel for a number of years, is TIPs certified and has experience in the liquor industry. The customers of this hotel will be able to make purchases of alcohol through room service and through the Suite Shoppe. Commissioner Taney makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0

Application for a Transfer and Change of License Type from an Annual All Alcohol Restaurant License to an All Alcohol General on Premises License from The Family Asset Holdings, Inc, D/b/a The Brass Tap, 66 Cabot St to Cabot Pub, II, D/b/a Cabot Pub II, 66 Cabot St with Michael J. Clarke as manager. In attendance: Atty. Sabella and Michael Clarke. Atty. Sabella informs the Board that Mr. Richard Harty was the previous owner of Cabot Pub and when he sold the business and property he held a mortgage. The current owner has signed the business and property back to Mr. Harty after having some financial difficulties. Mr. Clarke will be the new manager and has 18+ years experience in the industry. He is TIPs certified and will spend between 40-50 hours per week on premise. Commissioner Grise makes a motion to approve. Commissioner Taney seconds. Motion approved 4-0

Application for a Common Victualer, Weekday, Sunday Entertainment licenses and Automatic Amusements (2 Pool Tables, 1 Darts, 2 Box Trivia) for Cabot Pub II, 66 Cabot St with Michael J.

Clarke as manager. Commissioner Grise makes a motion to approve. Commissioner Derosia seconds. Motion approved 4-0

Application for a Transfer of an All Alcohol Restaurant License from New Royal Café of Chicopee, Inc. D/b/a Royal Café, 699 Grattan St to Thomas Hill, Inc, D/b/a TD's Sports Pub, 699 Grattan St with Thomas R. Hill as manager. In attendance: Atty. Labrie, Thomas Hill and Shawn Burnham. Atty. Labrie informs the Board that Mr. Hill is a resident of Chicopee and works at Barnes in Westfield. He has been a bartender at the NCO club for many years and will be taking a TIPs course himself very soon. He will have all employees TIPs certified. Because of his work schedule he will be at the bar for 20 days per month. He will be adding more TV's and serve more food. He will also be adding more cooking equipment. Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Application for a Change of Manager, Officers and Directors for Castle of Knights, 1599 Memorial Dr with Paul Phaneuf as manager. In attendance: Paul Phaneuf. Mr. Phaneuf informs the Board that he is TIPs certified and will be taking over management duties for this facility. Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Inactive licenses update:

Ichabod's -In attendance: Mr. Bill Snyder. Mr. Snyder informs the Board that he is currently looking at new locations. He hopes to have somewhere to move this license to within 30 -60 days. Chairman Goulette informs him that he will have one year to obtain a new location. Atty. Maleck (represents Mr. Dennis Patel, owner of the Days Inn Hotel and former landlord to Mr. Snyder) states that the license was not issued; Mr. Snyder paid the renewal fee but never used the license. He has no intention of using this license in this location. Atty. Rooke, who represents the License Commission, has spoken to Atty. Maleck concerning this issue and agrees that the licensee has 1 year to transfer or change locations. He disagrees with Atty. Rooke. He feels the license is inoperable at this time. Mr. Patel has a possible tenant and this is holding up any business from occupying this space. Atty. Maleck states the Board can revoke or suspend this license. He has spoken to Atty. Kelly of the ABCC and he agrees that the license can be revoked or suspended. That a license is a privilege not a right. Mr. Snyder has the opinion that he has a 6 month window to transfer or change the location for this license. Chairman Goulette states that this Board has typically given any licensee a year to do something with a license once it has become inactive. Mr. Snyder states he would have had his attorney present if he had known this was going to be more than informational. Ms. Taillefer reminds all parties that this is just an informational hearing and not a violation hearing. Mr. Snyder has done some research on the issue and has an opinion from a law firm that a licensee has 6 months to transfer the license based on an ABCC ruling. Commissioner Derosia states that this is only an informational hearing. Atty. Maleck questions where the 1 year comes from. Chairman Goulette states that the Board came up with the time frame. Mr. Patel feels he is being penalized. This is a very complicated issue as you cannot have 2 licenses in the same location. Atty. Maleck asks for some kind of help in relieving this situation. Commissioner Derosia asks that Atty. Rooke be consulted in finding a solution to this problem.

B Bar- Mrs. Dice will not be attending this meeting as she has a prior commitment. Commissioners review the letter submitted by Mrs. Dice. Renovations are still ongoing. Commissioner Derosia would like to set up a tour of the establishment before the next meeting.

Review of New License, Alteration of Premises and Change of Location applications to amend applications that they are not complete until the Planning Board issues a recommendation. Atty. Rooke has advised that this can be made a part of the application process and at any time this requirement can be waived by the Board. Ms. Taillefer informs the Board that this will help the application process so the Board is not hearing any applications before any recommendations are issued. Commissioner Taney makes a motion to approve. Commissioner Grise seconds, Motion approved 3-1. Commissioner Derosia disapproves.

Application for a Special Event for a 18+ College Night to be held at Maximum Capacity, 116 School St on May 2, 9, 16, 23 and May 30 ,2013 with Donald Robert, Jr as applicant. Commissioner Derosia makes a motion to approve. Commissioner Taney seconds. Motion approved 4-0.

Application for a Common Victualer for Bingo Chinese Restaurant, 1594 Memorial Dr with Rui Lin as manager (new owner) Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Application for a Common Victualer for Union Mart 2, 457 Granby Rd with Meet Patel as manager (new) Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Application for a Special One-Day Permit (Beer/Wine) for Patti's Four-Ten, 32 Quincy Ave for the Annual Golf Tournament to be held on Saturday May 18, 2013 from 10:00 AM until 10:00 PM with Patricia Bousquet as applicant. Commissioner Derosia makes a motion to approve. Commissioner Taney seconds. Motion approved 4-0.

Application for a Special One Day Permit(Beer/Wine) for The Good Dog Spot, 35 C North Chicopee St for a Open House Yappy Hour to be held on May 11, 2013 from 4:00 PM until 8:00 PM with Elizabeth Staples as applicant. Commissioner Grise makes a motion to approve. Commissioner Derosia seconds. Motion approved 4-0.

Application for a Special One Day Permit (Beer & Wine) for Aramark, 291 Springfield St for a CSD Reception to be held on May 16,2013 from 4:00 PM until 7:00 PM with Jeffrey Leblanc as applicant Commissioner Grise makes a motion to approve. Commissioner Taney seconds. Motion approved 4-0.

Application for a Special One Day Permit (Beer & Wine) for Aramark, 291 Springfield St for a Alumni Reunion to be held on June 8 ,2013 from 4:00 PM until 10:30 PM with Jeffrey Leblanc as applicant Commissioner Derosia makes a motion to approve. Commissioner Grise seconds. Motion approved 4-0.

Determine annual fee for an Annual All Alcohol General on Premise license

Innholders All Alcohol-\$1515.00

Restaurant All Alcohol-\$1190.00

Commissioner Derosia makes a motion to set the fee as \$1190.00 for General on Premise license. Commissioner Grise seconds. Motion approved 4-0.

Filing Fees are read by Commissioner Grise.

BJ's appeal hearing postponed until July 17, 2013 10:30 AM

Y Café appeal hearing- July 10, 2013 10:30 AM

Commissioner Derosia asks if we can have the appeal hearings on the same day in July. Ms Taillefer will look into that.

Chairman Goulette informs the Commissioners of the following applications that have been approved by the ABCC:

PNA Café, 138 Cabot St- Change of Manager, Officers and Directors approved by ABCC.

Septembers, 92 View St –Transfer approved by ABCC

Collegian Court, 85 Park St- Transfer approved

Buffalo Club, 333 James St- Change of Manager approved

Colonial Café, Chicopee St- Change of Manager approved

Next meeting will be May 16, 2013